

IN THE UNITED STATES RECEIVING OFFICE

Applicant : Eric Mathews et al.
Serial No. : 10/509,713
Filed : October 1, 2004
Title : TEMPERATURE-CONTROLLED ACTUATOR

MAIL STOP PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS


Responsive to the Notification of Missing Requirements under 35 U.S.C. 371
mailed March 24, 2005, Applicant as a small entity submits herewith the following:

- ☒ Payment of the surcharge of \$65 for late filing of the basic filing fee and/or declaration.
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: May 6, 2005


Faustino A. Lichauco
Reg. No. 41,942

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

21083027.doc

05/11/2005 LLANDGRA 00000045 10509713

01 FC:2617

65.00 DP

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EV303679917US

May 6, 2005
Date of Deposit



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/509,713	Eric D Mathews	12090-004US1

INTERNATIONAL APPLICATION NO.
PCT/US03/10140

IA. FILING DATE	PRIORITY DATE
04/02/2003	04/04/2002

26161
FISH & RICHARDSON PC
225 FRANKLIN ST
BOSTON, MA 02110

Miss Re 4
3-24-05
5-24-05
10-24-05
WAB

CONFIRMATION NO. 8357
371 FORMALITIES LETTER
OC000000015546778
OC000000015546778

Date Mailed: 03/24/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/01/2004
- Copy of the International Search Report filed on 10/01/2004
- Information Disclosure Statements filed on 10/01/2004
- U.S. Basic National Fees filed on 10/01/2004
- Priority Documents filed on 10/01/2004

Docketed By Billing Secretary
Due Date: 3-24-05
Deadline: 10-24-05
Initials: [Signature]

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

RECEIVED

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

MAR 28 2005

FISH & RICHARDSON, P.C.
BOSTON OFFICE

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/509,713	PCT/US03/10140	12090-004US1

FORM PCT/DO/EO/905 (371 Formalities Notice)